

DANIEL J. BERGESON, State Bar No. 105439  
MELINDA M. MORTON, State Bar No. 209373  
BERGESON, LLP  
303 Almaden Boulevard, Suite 500  
San Jose, CA 95110-2712  
Telephone: (408) 291-6200  
Facsimile: (408) 297-6000

MARK C. HANSEN, *pro hac vice*  
J.C. ROZENDAAL, *pro hac vice*  
KELLOGG, HUBER, HANSEN, TODD & EVANS, PLLC  
Sumner Square  
1615 M Street, NW, Suite 400  
Washington, DC 20036  
Telephone: (202) 326-7900  
Facsimile: (202) 326-7999

Attorneys for Plaintiffs

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

OKI AMERICA, INC., OKI ELECTRIC  
INDUSTRY CO., LTD., OKI DATA  
CORPORATION, OKI DATA AMERICAS,  
INC., and OKI TELECOM, INC.,  
  
Plaintiffs,  
  
vs.  
  
ADVANCED MICRO DEVICES, INC.,  
  
Defendant.

Civil Action No. C04-03171-CRB

**NOTICE OF WITHDRAWAL OF  
PLAINTIFF'S ADMINISTRATIVE  
MOTION FOR LEAVE TO FILE  
DOCUMENTS UNDER SEAL  
(DOCUMENT 128, FILED  
DECEMBER 21, 2005)  
AND REQUEST FOR RETRIEVAL OF  
DOCUMENTS**

The Honorable Charles R. Breyer

Complaint Filed: August 3, 2004

**NOTICE OF WITHDRAWAL AND REQUEST FOR RETRIEVAL**

PLEASE TAKE NOTICE that pursuant to Local Rule 7-7(e), Oki hereby withdraws the following: Plaintiff's Administrative Motion For Leave to File Under Seal (Document 128, filed 12/21/2005). Because AMD has objected to the filing of AMD's Mediation Statement with the Court, Oki withdraws its motion in order to avoid burdening the Court with an ancillary dispute about the propriety of submitting the document. Oki stands ready to submit the Mediation Statement (or portions thereof) upon the Court's request.

Oki further requests, subject to the approval of the Court, that Oki's counsel be permitted to retrieve from the Court all copies of the Mediation Statement that were lodged together with the motion (Document 128).

Respectfully submitted.

Dated: December 23, 2005

/s/ J.C. Rozendaal

Attorneys for Plaintiffs  
OKI AMERICA, INC. *et al.*

KELLOGG, HUBER, HANSEN,  
TODD & EVANS, PLLC  
Sumner Square  
1615 M Street, NW, Suite 400  
Washington, DC 20036

**ORDER PERMITTING RETRIEVAL**

Good cause having been shown, Oki's counsel are hereby permitted to retrieve from the Court all copies of the AMD Mediation Statement that have been lodged with the Court.

**SO ORDERED**

Dated: January 3, 2006

